

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA

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IN RE: SENTENCE SCHEDULING AND )  
PROCEDURE ) STANDING ORDER 21-11

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In light of the fact that Rule 32 of the Federal Rules of Criminal Procedure establishes time limits for sentencing, and to conserve judicial resources and promote efficiency, effective December 1, 2021,

IT IS HEREBY ORDERED that after a guilty plea has been accepted or a guilty verdict is received, a sentencing date will be set. Unless otherwise ordered, the following deadlines apply:

1. The Probation Office shall file the draft presentence report in CM/ECF using the Draft Presentence Report event no later than 35 days before sentencing.
2. After the draft presentence report is filed, the parties shall have 14 days to file and serve objections. Objections shall be filed by counsel in CM/ECF using the Objections to Presentence Report event. If counsel has no objections, counsel shall so indicate by using the Notice of No Objections to Presentence Report event.
3. The Probation Office shall file the final presentencing report in CM/ECF using the Final Presentence Report event no later than 7 days before sentencing. An addendum setting forth any unresolved objections, the grounds for those objections, and the probation officer's response shall be filed in CM/ECF on the same date using the Addendum to Final Presentence Report event.
4. Counsel shall file all letters of support in CM/ECF using the Sealed Letter(s) of Support event no later than 28 days after the Draft Presentence Report is filed.
5. All other sentencing documents shall be filed no later than 7 days before sentencing as follows.
  - a. Motions for departure or variance or sentencing memoranda shall be filed by counsel in CM/ECF using the appropriate events under Other Filings/Sealed Plea & Sentencing Related Documents.

- b. The filer must manually serve a copy of sealed sentencing documents on those case participants entitled to notice under the federal and local rules per the CM/ECF User Manual and Administrative Procedures. None of these documents shall be submitted directly to the Probation Office or the Court.

Dated this 13th day of October 2021.

BY THE COURT:



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ROBERTO A. LANGE  
CHIEF JUDGE